



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Starnes  
Serial No.: 10/735,094  
Filed: 12/11/2003  
For: Lancet  
Art Unit: 3734  
Examiner: Truong

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**RESPONSE TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF**

In response to a Notification of Non-Compliant Appeal Brief with mail date of 07/02/2009 and indicating that the previously filed appeal brief in this matter failed to identify which claims are involved in the appeal, Appellant submits the attached replacement page.

Please amend the appeal brief by substituting the replacement page 4 for the originally filed page 4.

Respectfully submitted,

Thomas C. Saitta, Reg. No. 32102  
Attorney for Applicant

Rogers Towers, P.A.  
1301 Riverplace Blvd.  
Suite 1500  
Jacksonville, FL 32207  
904-346-5518  
904-396-0663 (fax)

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The undersigned certifies that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below.

7/14/09  
Date

  
Thomas C. Saitta

**(3) Status of Claims:**

Claims 4, 12 and 16 are canceled.

Claims 1-3, 5-11, 13-15 and 17-22 are rejected.

Claims 1-3, 5-11, 13-15 and 17-22 are pending and on appeal herein.